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May 25, 2005

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Ms. Marlene Dortch Federal Communications Commission Office of the Secretary 445 Twelfth Street, S.W. Washington, D.C. 20554

Re: Petition for Rule Making

Oakwood, Texas (Channel 300A)

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of my Petition for Rule Making for Channel 300A at Oakwood, Texas.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205 (214) 642-6410

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# Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of	)		
	)		
Amendment of 73.202(b)	)	MB Docket No.	
Table of Allotments	)		
FM Broadcast Stations	)		
(Oakwood, TX)	)		

To:

Office of the Secretary

Attn:

Assistant Chief, Audio Division,

Media Bureau

### PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 300A to Oakwood, Texas.

### DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 300A to Oakwood, Texas as that community's first local FM service. Oakwood is an incorporated community with a population of 471 people. Oakwood has its own mayor,

<sup>&</sup>lt;sup>1</sup> U.S. Census 2000

its own schools, 2 fire department, 3 City Hall, 4 post office, 5 and a number of local churches 6. Oakwood is a community that is certainly deserving of a local FM service. "Local radio stations play an important role in their communities, providing local news, information and entertainment to residents, and generally serving as good corporate citizens in the local community life. This is particularly true in smaller towns, where the radio stations are limited in number. Yet there are still rural areas of our country that do not have even a local radio station." The proposed channel 300A will provide additional diversity and an outlet for local self-expression to Oakwood residents and therefore is in the public interest.

Attached hereto is a channel study confirming that Channel 300A can be allocated to Oakwood, Texas, consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90

<sup>&</sup>lt;sup>2</sup> Oakwood Independent School District, 631 N Holly, Oakwood, TX 75855, (903) 545-2666.

<sup>&</sup>lt;sup>3</sup> Oakwood City Fire Department, 315 E. Broad St., Oakwood, TX 75855, (903) 545-2112.

<sup>4</sup> Oakwood City Hall, (903) 545-2131, 135 E. Broad St., Oakwood, TX 75855.

<sup>&</sup>lt;sup>5</sup> P.O. Box 9998, Oakwood, TX 75855, (800) 275-8777.

<sup>&</sup>lt;sup>6</sup> First United Pentecostal Church, (936) 396-2018, Highway 3 & Church St., Normangee, TX 77871. First Baptist Church (936) 396-2181, 3<sup>rd</sup> & Heath St., Normangee, TX 77871. Church of Christ (936) 396-5151, 323 Main St., Normangee, TX 77871.

Statement of Commissioner Kevin J. Martin, MM & O, MM Docket 99-240, released May 20, 2004.

FCC 2d 88 (1992). (See, Attachment A) Also note: the petition to add Channel 300A at Tennessee Colony, Texas(RM-11179) was withdrawn on May 20, 2005, an effective but not yet final dismissal. (See, Attachment B) And finally, please note: the petition to add Channel 299A at Groesbeck, Texas, was withdrawn on May 11, 2005, an effective but not yet final dismissal. (See, Attachment C) Reference coordinates for Channel 300A at Oakwood, Texas are:

31 40 21 N 95 57 42 W

Should this petition be granted and Channel 300A is allotted to Oakwood, Texas, Petitioner will apply for Channel 300A at Oakwood and after it is authorized, will promptly construct the new facility.

The factual information provided in these Comments is correct and true to the best of my knowledge.

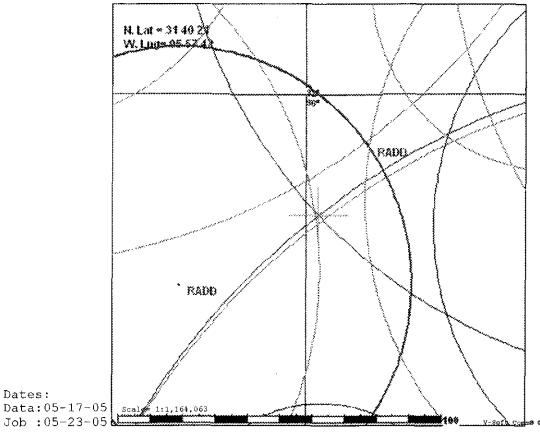
Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205 (214) 642-6410 cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17<sup>th</sup> Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

May 25, 2005

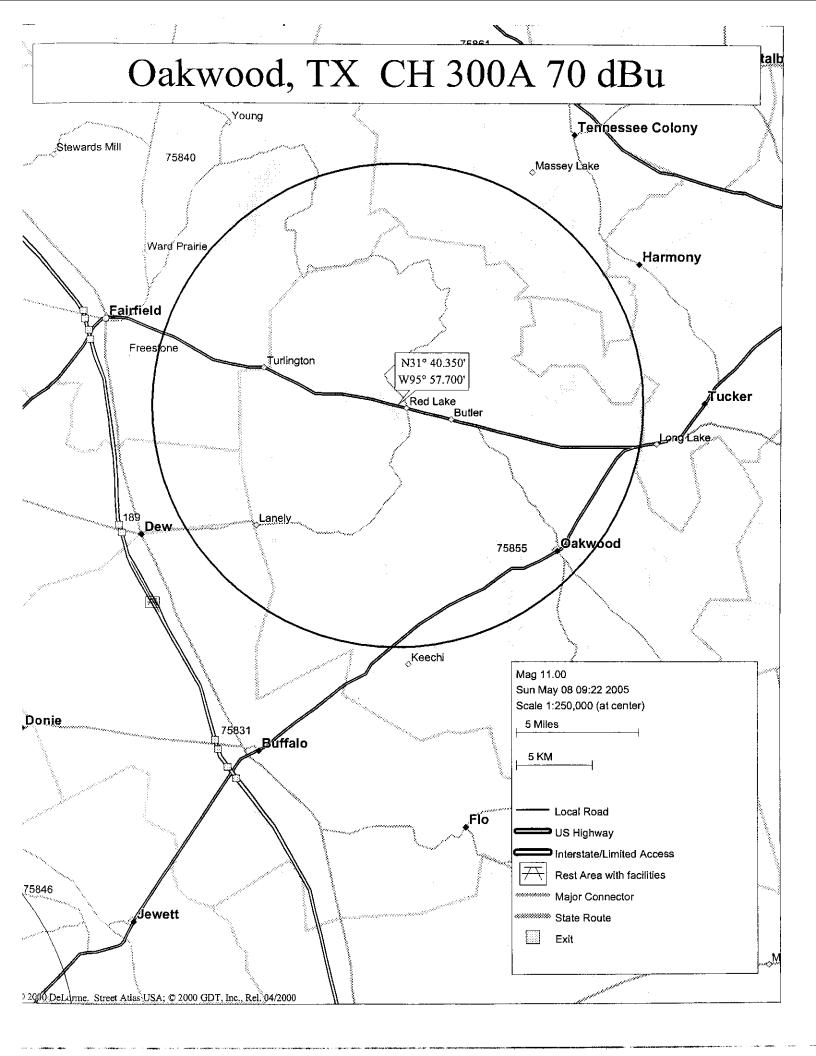
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Attachment A (Channel Study for Channel 300A at Oakwood, Texas)



Dates:

Call	CH#	Туре	Location		D-KM	Azi	FCC	Margin
RADD	300A	ADD	Tennessee Colony	TX	26.04	36.6	115.0	-88.96
RADD	299A	ADD	Groesbeck	TX	47.83	243.8	72.0	-24.17
RDEL	300C	DEL	Beaumont	TX	226.11	142.4	226.0	0.11
KQQK	300C	LIC-Z	Beaumont	TX	226.11	142.4	226.0	0.11
RADD	300C	ADD	Dayton	TX	226.11	142.4	226.0	0.11
RADD	300C2	ADD	Longview	TX	166.14	46.2	166.0	0.14
KHCKFM	300A	LIC	Robinson	TX	115.87	261.3	115.0	0.87
KQQK.C	300C	CP N	Beaumont	TX	228.07	143.4	226.0	2.07
KESSFM	300C1	LIC	Lewisville	TX	210.89	330.9	200.0	10.89
KTBQ	299C2	LIC	Nacogdoches	TX	120.66	87.8	106.0	14.66
RADD	299C3	ADD	Nacogdoches	TX	124.73	91.5	89.0	35.73
KISX	297C2	LIC	Whitehouse	TX	99.32	46.2	55.0	44.32
RADD	297C3	ADD	Bedias	TX	99.45	179.3	42.0	57.45
KQHN.C	300C2	CP N	Oil City	LA	226.45	65.6	166.0	60.45
KOAI	298C1		Fort Worth	TX	138.40	317.4	75.0	63.40
KOAI.C	298C1	CP	Fort Worth	TX	138.40	317.4	75.0	63.40



Attachment B (Motion to Dismiss Petition to add Channel 300A at Tennessee Colony, Texas, RM-11157)

## Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of	)	
	)	
Amendment of 73.202(b)	)	MB Docket No.05-47
Table of Allotments	)	RM-11157
FM Broadcast Stations	)	RM-11179
(Groesbeck and Tennessee	)	
Colony, Texas)	)	

To: Office of the Secretary

Attn: Assistant Chief, Audio Division,

Media Bureau

#### REQUEST FOR APPROVAL OF WITHDRAWAL

I, Charles Crawford, hereby request approval to withdraw my Petition for Rule Making (RM-11157) filed on October 30, 2003, proposing the allotment of Channel 300A to Tennessee Colony, Texas. After some thought, I have decided that the public interest benefits of the counterproposal in this proceeding outweigh the public interest benefits of my proposed first local service to the community of Tennessee Colony. Therefore, in an effort to preserve the Commissions time and resources, I have decided to withdraw my expression of interest in the proposed Channel 300A at Tennessee Colony, Texas.

An affidavit pursuant to Section 1.420(j) of the

Commission's Rules is attached regarding my withdrawal.

The factual information provided in this Request for Approval of Withdrawal is correct and true to the best of my knowledge.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205 (214) 642-6410

May 18, 2005

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### CERTIFICATION OF CHARLES CRAWFORD

I, Charles Crawford, hereby state that there are no agreements, written or oral, express or implied, relating to the withdrawal of my Petition to allot Channel 300A to Tennessee Colony, Texas(RM-11157) in MB Docket No. 05-47. I have not been paid or promised any payment or other consideration in exchange for the withdrawal of my Petition.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief. Executed on this 18<sup>th</sup> day of May, 2005.

Charles Crawford

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#### CERTIFICATE OF SERVICE

I, Charles Crawford, do hereby certify that I have on this 18<sup>th</sup> day of May, 2005, caused to be mailed by first class mail, postage prepaid, copies of the foregoing "Request for Approval of Withdrawal" to the following:

Deborah E. Klein Acting Chief Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554

Peter Doyle Chief, Audio Division Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20054

James Bradshaw
Associate Division Chief, Audio Division
Media Bureau
Federal Communications Commission
445 12<sup>th</sup> Street, S.W.
Washington, D.C. 20554

John Karousos Assistant Division Chief, Audio Division Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554

Victoria M. McCauley Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554 Sharon P. McDonald Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554

Deborah A. Dupont Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554

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Team Broadcasting Company, Inc. 503 Ione Street Greenwood, MS 38930

Lee Peltzman Shainis & Peltzman, Chartered, Suite 240 1850 M Street, N.W. Washington, D.C. 20036

Capstar TX Limited Partnership 2625 S. Memorial Drive, Suite A Tulsa, OK 74129-2623

David M Silverman Cole Raywid & Braverman, LLP 1919 Pennsylvania Ave., NW Suite 200 Washington, D.C. 20006-3458 Baldridge-Dumas Communications, Inc. 605 San Antonio Avenue Many, LA 71449

Richard A. Helmick, Esq. Cohn and Marks LLP 1920 N. Street, N.W., Suite 300 Washington, D.C. 20036-1622

Noalmark Broadcasting Corporation 202 West 19<sup>th</sup> Street El Dorado, AK 71730

Mark N. Lipp J. Thomas Nolan Vinson & Elkins 1455 Pennsylvania Avenue, N.W., Suite 600 Washington, D.C. 20004

Charles Crawford

Tennessee w

Motion to Dismiss Petition to add Channel 299A at Groesbeck, Texas, RM-11179)

## Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of	)	
	)	
Amendment of 73.202(b)	)	MB Docket No.05-47
Table of Allotments	)	.RM-11157
FM Broadcast Stations	)	RM-11179
(Groesbeck and Tennessee	)	
Colony, Texas)	)	

To: Office of the Secretary

Attn: Assistant Chief, Audio Division,

Media Bureau

#### REQUEST FOR APPROVAL OF WITHDRAWAL

I, Charles Crawford, hereby request approval to withdraw my Petition for Rule Making (RM-11179) filed on May 12, 2003, proposing the allotment of Channel 299A to Groesbeck, Texas. Pursuant to the Public Notice released on March 8, 2005 (Report No. 2695), my proposal to allot Channel 299A at Groesbeck, Texas, was treated as a counterproposal in the above-captioned proceeding. However, I am also the proponent for the initiating petition in this proceeding, Channel 300A at Tennessee Colony, Texas. This perceived conflict was inadvertent. Therefore, I have decided to withdraw my expression of interest in Channel 299A at Groesbeck, Texas in favor of

Channel 300A at Tennessee Colony, Texas.

An affidavit pursuant to Section 1.420(j) of the Commission's Rules is attached regarding my withdrawal.

The factual information provided in this Request for Approval of Withdrawal is correct and true to the best of my knowledge.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205 (214) 642-6410

May 11, 2005

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#### CERTIFICATION OF CHARLES CRAWFORD

I, Charles Crawford, hereby state that there are no agreements, written or oral, express or implied, relating to the withdrawal of my Petition to allot Channel 299A to Groesbeck, Texas(RM-11179) in MB Docket No. 05-47. I have not been paid or promised any payment or other consideration in exchange for the withdrawal of my Petition (RM-11179) in MB Docket No. 04-404.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief. Executed on this 11<sup>th</sup> day of May, 2005.

Charles Crawford

Groesbeck Cer

#### CERTIFICATE OF SERVICE

I, Charles Crawford, do hereby certify that I have on this 11<sup>th</sup> day of May, 2005, caused to be mailed by first class mail, postage prepaid, copies of the foregoing "Request for Approval of Withdrawal" to the following:

Deborah E. Klein Acting Chief Media Bureau Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554

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